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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II

26 FEDERAL PLAZA

NEW YORK, NEW YORK 10278

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

SEP 23 1983

Mr. Charles J. McMullin
President
Kin-Buc, Inc.
1703 East Second Street
Scotch Plains, New Jersey 07076

Re: Issuance of Order Pursuant to
42 U.S.C. §9606

Dear Mr. McMullin:

Enclosed please find a copy of Findings of Fact, Determination and Order issued against your corporation pursuant to §106 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. §9606. The Agency has determined that your corporation is a responsible party for the releases and threatened releases of hazardous substances, as defined at 42 U.S.C. §9601(14), from the Kin-Buc Landfill or surrounding areas (the "facility") into the environment, which may present an imminent and substantial endangerment to the public health or welfare or the environment.

The enclosed Order is being issued subsequent to lengthy but unsuccessful negotiations with representatives of your corporation and with other responsible parties and their representatives to undertake and complete the appropriate environmental response at the facility.

Please note that paragraph 53 of the Order provides opportunity for your corporation to notify EPA within seven days of the date of issuance of this Order of its desire to confer with EPA concerning certain specified elements of the Order. Such requests should be directed to the attention of Henry Gluckstern, Esq. at the address and telephone number indicated.

Please note further that paragraph 43 of the enclosed Order requires that your corporation communicate in writing with me within three days of the effective date of the Order, setting forth whether it intends to comply with the terms of the Order.

Your notification that your corporation does not intend to comply with the terms of the Order, or your failure to notify me within the time indicated that your corporation intends to comply with the terms of the Order, will result in a determination by EPA that your corporation does not intend to comply with the terms of the Order, and EPA will take such action as it deems appropriate, as further set forth in paragraphs 43 and 50 of the Order.

Sincerely yours,



Jacqueline E. Schafer
Regional Administrator

Enclosure